

1 THE HONORABLE RICARDO S. MARTINEZ
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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 XINLU FAN, LIANG'E FAN,
10 SHAOCHUN FU, JIANHUA GU,
11 FENYING LI, MINGXIA LI, YONGNIAN
12 SHI, CHENLIN WANG, SHUWEN WU,
13 HAIJUN ZHOU, and XIAOFANG ZHOU,

14 Plaintiffs,

15 v.

16 U.S. BANK NATIONAL ASSOCIATION;
17 QUARTZBURG GOLD, LP; ISR
18 CAPITAL, LLC; IDAHO STATE
19 REGIONAL CENTER, LLC; and SIMA
20 MUROFF,

21 Defendants.

22 U.S. BANK NATIONAL ASSOCIATION,

23 Crossclaimant,

24 v.

25 QUARTZBURG GOLD, LP; and IDAHO
26 STATE REGIONAL CENTER, LLC,

27 Crossclaim
Defendants.

NO. 2:19-cv-01545-RSM

**STIPULATION AND ORDER
REGARDING CLASS
CERTIFICATION DEADLINES**

STIPULATION AND ORDER RE:
CLASS CERTIFICATION DEADLINES
2:19-cv-01545-RSM

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1 Plaintiffs and Defendants identified below, who are all parties who have appeared in this
 2 action, by and through their undersigned counsel, hereby stipulate and agree that the deadline for
 3 the Motion to Certify Class, currently scheduled for August 14, 2020, should be continued until
 4 September 25, 2020; that the deadline for any Opposition to Motion to Certify Class, currently
 5 scheduled for September 11, 2020, should be continued to October 23, 2020; and that the deadline
 6 for any Reply in Support of Motion to Certify Class, currently scheduled for October 9, 2020,
 7 should be continued until November 20, 2020. These stipulated and agreed deadlines would
 8 amend the existing deadlines ordered by this Court pursuant to the parties' prior Stipulation and
 9 Order Regarding Class Deadlines (Dkt. #47).

10 As previously explained in the parties' prior stipulations regarding class certification
 11 deadlines, Defendant U.S. Bank National Association has noticed the deposition of the putative
 12 class representative and has agreed to take the deposition remotely, over videoconference.
 13 However, Plaintiffs' counsel has represented that the putative class representative cannot be
 14 deposed in China, even remotely, because depositions in China are illegal, and has further
 15 represented that the putative class representative is currently prohibited from traveling to another
 16 location for the deposition at this time due to travel and other restrictions resulting from the global
 17 COVID-19 pandemic. Plaintiffs' counsel has represented that the restrictions that were in place
 18 as of the filing of the parties' prior stipulations remain in place as of this filing, but that the putative
 19 class representative may be able to be deposed in September. The parties agree that there is good
 20 cause for this request because U.S. Bank believes it is entitled to take the deposition of the putative
 21 class representative before class certification is briefed but the putative class representative
 22 remains unavailable to be deposed at this time. This Stipulation is without waiver of any party's
 23 right to seek further extensions or other relief.

24 For these reasons, the parties hereto stipulate and agree to, and respectfully and jointly
 25 request entry of, the Order set forth below.

1 Respectfully submitted this 11th day of August, 2020.
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3 /s/ Shawn Larsen-Bright

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10 Association**

11 /s/ Jihee Ahn

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13 **Attorneys for Plaintiffs Xinlu Fan, et al.**

14 /s/ Sean Prosser

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21 **Attorneys for Defendants Quartzburg Gold,
22 LP, ISR Capital LLC and Idaho State
23 Regional Center, LLC**

1 **ORDER**
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3 Based upon the foregoing Stipulation, and for good cause shown, it is hereby ORDERED
4 that the deadline for the Motion to Certify Class is hereby continued until September 25, 2020;
5 that the deadline for any Opposition to Motion to Certify Class is hereby continued to October 23,
6 2020; and that the deadline for any Reply in Support of Motion to Certify Class is hereby continued
until November 20, 2020.

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8 IT IS SO ORDERED this 11th day of August, 2020.

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12 RICARDO S. MARTINEZ
13 CHIEF UNITED STATES DISTRICT JUDGE
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CERTIFICATE OF SERVICE

I hereby certify that on this date I caused to be served the foregoing on the following counsel of record by the method indicated:

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- Via Messenger
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- Via U.S. Mail
- Via Electronic Mail (*per agreement*)
- Via ECF Notification

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Attorneys for Defendants Quartzburg Gold, LP, ISR Capital LLC and Idaho State Regional Center, LLC

DATED this 11th day of August, 2020.

/s/ *Molly Price*
Molly Price, Legal Assistant